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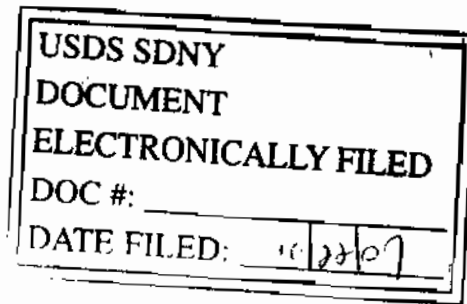
MEMORANDUM

OCT-29-2007 21:07

US ATTORNEY

212 637 2717 P.02

MICHAEL J. GARCIA
 United States Attorney for the
 Southern District of New York
 By: DANIEL P. FILOR
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UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK

HAGOP BABOUIAN (A# 037 044 511),

Plaintiff,

-against-

U.S. ATTORNEY GENERAL ALBERTO GONZALES,
 DEPARTMENT OF HOMELAND SECURITY
 SECRETARY MICHAEL CHERTOFF, U.S.
 CITIZENSHIP AND IMMIGRATION SERVICE,
 U.S.C.I.S. DIRECTOR EMILIO T. GONZALEZ,
 U.S.C.I.S. NEW YORK DISTRICT DIRECTOR MARY
 ANN GANTER, and THE UNITED STATES OF
 AMERICA.

Defendants.

07 Civ. 6138 (CM) (DCF)

ECP Case

STIPULATION AND
 ORDER OF
 SETTLEMENT AND
 DISMISSAL

WHEREAS, plaintiff Hagob Baboujian submitted an application for naturalized citizenship ("application") to the United States Citizenship and Immigration Services (the "CIS") in or about October 2005;

WHEREAS, on or about May 19, 2006, plaintiff's application for naturalization was denied because plaintiff failed to establish that he meets all the requirements for naturalization;

WHEREAS, on or about September 18, 2006, the CIS affirmed the decision to deny plaintiff's application for naturalization;

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P.03

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US ATTORNEY

212 637 2717 P.03

WHEREAS, on or about June 29, 2007, plaintiff filed a Complaint for Hearing on Naturalization Application in the above-captioned action;

NOW, THEREFORE, IT IS STIPULATED AND AGREED, by and between the undersigned counsel for the parties, as follows:

1. That plaintiff's application be remanded to the CIS with the instruction that the CIS render a new decision with respect to the application within 60 days of the date of entry of this Stipulation and Order.
2. The above-captioned complaint is hereby dismissed without prejudice and without costs or attorney's fees to any party.

Dated: Central Islip, New York
October 19, 2007

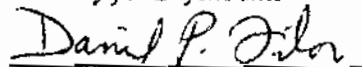


NEIL H. AFRAN, ESQ.
Immigration Law Clinic Director
Touro Law School
225 East View Drive
Central Islip, New York 11722
Tel: (631) 761-7082
Attorney for Plaintiff

Dated: New York, New York
October 19, 2007

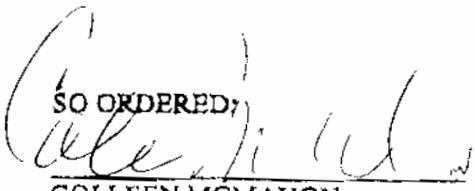
MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York
Attorney for Defendants

By:



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Telephone: (212) 637-2726

SO ORDERED:


COLLEEN MCMAHON
United States District Judge

10-19-07